

Homeland Security Department

3011.602

Subpart 3009.5—Organizational and Consultant Conflicts of Interest

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise note.

3009.507 Solicitation provision and contract clause. [Reserved]

Subpart 3011.1—Selecting and Developing Requirements Documents

3009.507-1 Solicitation provision.

3011.103 Market acceptance.

The contracting officer shall insert a provision substantially the same as (HSAR) 3052.209-72, Organizational Conflict of Interest, in solicitations and contracts where a potential organizational conflict of interest exists and mitigation may be possible. The contracting officer shall ensure the conditions enumerated in (FAR) 48 CFR subpart 9.5 warrant inclusion. The contracting officer shall include the information required by (FAR) 48 CFR 9.507-1 and (HSAR) 3052.209-72(a).

(a) Contracting officers may act on behalf of the head of the agency in this subpart only. Contracting officers may, under appropriate circumstances, require offerors to make the required demonstrations.

[71 FR 25769, May 2, 2006]

Subpart 3011.2—Using and Maintaining Requirements Documents

3009.507-2 Contract clause.

3011.204-70 Solicitation provisions and contract clauses.

The contracting officer shall insert a clause substantially the same as the clause at (HSAR) 48 CFR 3052.209-73, Limitation of Future Contracting, in solicitations and contracts when a potential organizational conflict of interest exists and mitigation is not feasible.

The contracting officer shall insert the clause at (HSAR) 48 CFR 3052.211-70, Index for Specifications, when an index or table of contents may be furnished with the specification.

[71 FR 25769, May 2, 2006]

Subpart 3011.5—Liquidated Damages

PART 3010—MARKET RESEARCH [RESERVED]

3011.501 Policy.

PART 3011—DESCRIBING AGENCY NEEDS

(d) The HCA may reduce or waive the amount of liquidated damages assessed under a contract, if the Commissioner, Financial Management Service, or designee approves.

Subpart 3011.1—Selecting and Developing Requirements Documents

Subpart 3011.6—Priorities and Allocations

Sec.

3011.103 Market acceptance.

3011.602 General.

Subpart 3011.2—Using and Maintaining Requirements

(c) The following DHS Components may assign priority ratings on contracts and orders placed with contractors to acquire products, materials, and services under the Defense Priorities and Allocations System (DPAS) regulations (15 CFR part 700):

3011.204-70 Solicitation provisions and contract clauses.

Subpart 3011.5—Liquidated Damages

(1) The U.S. Coast Guard in support of certified national defense related programs; and

3011.501 Policy.

(2) The Federal Emergency Management Agency in support of emergency preparedness activities.

Subpart 3011.6—Priorities and Allocations

3011.602 General.

AUTHORITY: 41 U.S.C. 418b (a) and (b).

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 48801, Aug. 22, 2006]